

DESTROY E. THOMAS §
VS. § CIVIL ACTION NO. 1:11cv206
B.H. JACKSON §

Plaintiff complains about events which occurred at the Estelle Unit. According, his claims against the defendant arose in Walker

County. Moreover, the defendant appears to reside in Walker County. As Walker County is located in the Houston Division of the Southern District of Texas, venue with respect to plaintiff's claim is not proper in the Eastern District of Texas. When a case is filed in the wrong district or division, the court "shall dismiss, or if it be in the interest of justice, transfer such case to any district or division in which it could have been brought." 28 U.S.C. § 1406(a).

Accordingly, plaintiff's claim will be transferred to the Houston Division of the United States District Court for the Southern District of Texas. A Transfer Order shall be entered in accordance with this Memorandum Opinion.

SIGNED this 28 day of June, 2011.



EARL S. HINES
UNITED STATES MAGISTRATE JUDGE